

RESOLUTIONS

"AGAINST the Constitutional Amendment authorizing the Legislature to delegate limited zoning powers to any county bordering on the Gulf of Mexico or the tidewater limits thereof."

Sec. 3. The Governor of Texas shall issue the necessary proclamation for the election and this amendment shall be published in the manner and for the length of time as required by the Constitution and laws of this state.

Passed the Senate, March 28, 1961: Yeas 26, Nays 3; May 8, 1961, Senate concurred in House amendments: Yeas 26, Nays 1, 1 present not voting; passed the House, May 3, 1961, with amendments: Yeas 131, Nays 13.

Approved May 18, 1961.

PROPOSED CONSTITUTIONAL AMENDMENT—CREATION OF HOSPITAL DISTRICTS IN CERTAIN COUNTIES

S. J. R. No. 22

Proposing an amendment to Article IX of the Constitution of the State of Texas, by adding a new Section thereto to be known and described as Section 11, providing that the Legislature may authorize the creation of hospital districts in Ochiltree, Castro, Hansford and Hopkins Counties, each district to be co-extensive with the limits of such county, authorizing the levying and rates of taxes; providing for the acquisition of land and properties for hospital uses, as well as the maintenance and operation of the same; and authorizing the issuance of tax bonds for the purpose of the purchase, construction, acquisition, repair or renovation of improvements; and further providing that any enabling Acts shall not be invalid because of their anticipatory character.

Be it resolved by the Legislature of the State of Texas:

Section 1. Article IX of the Constitution of the State of Texas is amended by adding thereto a new Section to read as follows:

"Section 11. The Legislature may by law authorize the creation of hospital districts in Ochiltree, Castro, Hansford and Hopkins Counties, each district to be coextensive with the limits of such county.

"If any such district is created, it may be authorized to levy a tax not to exceed Seventy-five Cents (75¢) on the One Hundred Dollar (\$100) valuation of taxable property within the district; provided, however, no tax may be levied until approved by a majority vote of the participating resident qualified property-taxpaying voters who have duly rendered their property for taxation. The maximum rate of tax may be changed at subsequent elections so long as obligations are not impaired, and not to exceed the maximum limit of Seventy-five Cents (75¢) per One Hundred Dollar (\$100) valuation.

"If such tax is authorized, no political subdivision or municipality within or having the same boundaries as the district may levy a tax for medical or hospital care for needy individuals, nor shall they maintain or erect hospital facilities, but the district shall by resolution assume all such responsibilities and shall assume all of the liabilities and obligations (including bonds and warrants) of such subdivisions or municipalities or both. The maximum tax rate submitted shall be sufficient

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to discharge obligations, liabilities, and responsibilities, and to maintain and operate the hospital system, and the Legislature may authorize the district to issue tax bonds for the purpose of the purchase, construction, acquisition, repair or renovation of improvements and initially equipping the same, and such bonds shall be payable from said Seventy-five Cent ¹ (75¢) tax. The Legislature shall provide for transfer of title to properties to the district.

"Should the Legislature enact enabling laws in anticipation of the adoption of the amendment, such Acts shall not be invalid because of their anticipatory character."

Sec. 2. The foregoing Constitutional Amendment shall be submitted to a vote of the qualified electors of this state on the first Tuesday after the first Monday in November, 1962, at which election all ballots shall have printed thereon the following:

"FOR the Amendment to Article IX of the Constitution permitting the creation of hospital districts in Ochiltree, Castro, Hansford and Hopkins Counties, each district to be coextensive with the limits of such county."

"AGAINST the Amendment to Article IX of the Constitution permitting the creation of hospital districts in Ochiltree, Castro, Hansford and Hopkins Counties, each district to be coextensive with the limits of such county."

Sec. 3. The Governor shall issue the necessary proclamation for said election and this Amendment shall be published in the manner and for the length of time required by the Constitution and laws of this state.

Passed the Senate, May 5, 1961: Yeas 26, Nays 0; May 22, 1961, Senate refused to concur in House Amendments and requested appointment of Conference Committee; May 24, 1961, House granted request of Senate; May 25, 1961, Senate adopted Conference Report: Yeas 28, Nays 1; passed the House, May 17, 1961, with amendments: Yeas 140, Nays 0; May 24, 1961, House granted request of Senate for appointment of Conference Committee; May 27, 1961, House adopted Conference Report: Yeas 123, Nays 2.

Filed without Governor's signature, June 17, 1961.

¹ So in enrolled bill.